



Case #: 03-6A-001

Washington State Liquor Control Board
Licensing & Regulation Division
3000 Pacific Avenue SE
P.O. Box 43093
Olympia, WA 98504-3093

**DEFENDANT'S
EXHIBIT**

CASE
NO. C04-0360P

EXHIBIT
NO. 542

TYPE OF ADMINISTRATIVE ACTION

- ☐ Administrative Violation Notice - **LIQUOR**
☐ Administrative Violation Notice - **TOBACCO**
☒ Written Warning

Licensee Name Ewald Moseler		License Number 079454-6A	Class Wine Distributor	
Trade Name Ewald Moseler Selections				
Physical Address 11403 NE 266 th ST		City Battle Ground	County Clark	
Mailing Address 110 SE Main St		Mailing City Portland	Mailing State & Zip Oregon 97214	
Violation RCW 66.24.200 Wine Distributor license; allows the sale of foreign wine purchased from suppliers located outside the state of Washington to licensed wine retailers. WAC 314-24-120 (1) Foreign wine. Wine manufactured outside of the United States may be imported by a wine importer or distributor under the following conditions: (a) Such wine shall be imported and delivered directly to either the warehouse of the importer or distributor or to some other warehouse previously designated by the importer or distributor and approved by the board.			Observed X	Referred
Served On:	Position	Date & Time Served		
Date & Time of Violation 01/08/03	Liquor Control Agent Jeanne Reschan	Agent Signature		

Investigative Summary

Ewald Moseler operates a wine distributor business in Portland Oregon. All Ewald Moseler Selections wine sold in Washington state is purchased from this Portland Oregon business. All Ewald Moseler Selections wine sold in Washington state is foreign produced.

On 01/08/03 I met with licensee Ewald Moseler and inspected his retail sales invoices. Ewald Moseler currently sells wine to the following Washington state retailers;

- | | |
|---------------------------------|------------------------------------|
| 1. Bacchus - 083289 | 7. Restaurant Oesterreich - 354419 |
| 2. Cheesemonger - 080451 | 8. Pig Feathers Market - 083212 |
| 3. Cibo Con Amici - 081980 | 9. QFC #212 - 084484 |
| 4. Fred Meyer #93 - 078475 | 10. Rusty Duck - 079857 |
| 5. Fred Meyer #460 - 081366 | 11. Salut! Wine Co. - 084573 |
| 6. Natures Marketplace - 355528 | |

These retailers are located in Longview, Leavenworth, and Vancouver. I asked Mr. Moseler how the wine is taken to these retailers. Mr. Moseler said that his delivery employee lives at the Battleground residence where his Washington location is licensed. This employee takes wine home with him from Portland and it is later delivered to the Vancouver retail accounts. Mr. Moseler said that wine delivered to the Longview and Leavenworth retail accounts is transported directly from Portland to them.

Mr. Moseler was aware of the requirement that foreign wine imported into Washington state must be delivered to the licensed premises and distributed to retailers from such licensed premises. I have discussed this requirement with Mr. Moseler previously. This warning notice was issued to advise the licensee that future violations would result in administrative action resulting in a possible suspension of the liquor license.

ENFORCEMENT AND EDUCATION DIVISION

 Resp to Costco RFP
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DESK MANUAL
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